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President
Kathleen O'Neill Leitner

Trustees
David R. Parro
Richard D. Baggett
Sophia de Vries
Tom Bolger
Mike Rolfs
Donna Schardt

Chief of Police
Samuel P. Sinacore



Village Treasurer
Carol Rolfs

Village Clerk
Marilyn Parro

Deputy Clerk
Debra K. Baggett

Officer Manager
Debra K. Baggett

December 12, 2011

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Public Record

Ms. Cynthia Brown
Chief, Section of Administration
Office of Proceedings
Surface Transportation Board
395 E Street, S.W.
Washington DC 20423-0001

VIA Mail and Electronic Filing

RE: Docket No. FD35087 (Sub-No. 8)

Dear Ms. Brown,

Incorporated in 1966, Tower Lakes is a quintessential bedroom community – our resident population of just under 1300 settled here in an area occupying approximately 1.1 square miles for the proximity it has to necessary services and the UP commuter rail line. Tower Lakes presently contains 438 single-family homes and no commercial business buildings, schools, churches or post office. It is for this reason that I am writing to request that the Surface Transportation Board carefully review the October 14 petition of the Village of Barrington and require that Canadian National Railway fund a grade separation at Northwest Highway (U.S. 14) and the EJ&E rail line.

Highway 14 is the major arterial that our residents use to access central Barrington services (including schools and the commuter rail line) as well as the primary roadway used by resident commuters traveling into Chicago and its near northwest suburbs. Without a reliable way to access these vital services, Tower Lakes will become increasingly less livable for current and prospective residents as freight traffic increases.

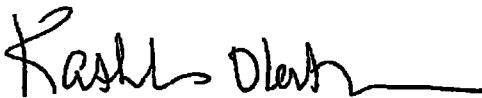
When the Board was reviewing environmental impacts in 2008, it failed to accurately analyze the traffic impacts in the greater Barrington area. The EJ&E rail line runs through a central area in a complex manner and the traffic analysis performed by the Board's contractor failed to take that into account. Barrington has now presented new evidence that supports this contention – evidence based on actual 2011 CN

operations on the EJ&E. With an exceptionally high daily traffic count on Northwest Highway, signage instructing motorists not to block the rail line is not an appropriate mitigation measure. A grade separation is needed and warranted – just as it was needed and warranted in Aurora and Lynwood where the Board appropriately mitigated traffic congestion caused by CN freight trains by requiring that grade separations be constructed.

Despite the reality that many local governments in the greater Barrington area were disappointed with the Board's approval decision and its failure to mandate appropriate mitigation for the region, we were optimistic that if our assumptions proved accurate – not the Board's – we could avail ourselves of the oversight period to rectify the situation. We are now in the position of having actual operating data to project 2015 traffic congestion stemming from the transaction thanks to Barrington's investment in a 2011 traffic analysis. That analysis clearly demonstrates the Board's previous material error in analysis and requires the Board act appropriately and expeditiously to correct its errors before the region faces a state of constant gridlock.

I thank you for the opportunity to express our concerns, and respectfully urge the Board to act in a timely fashion now that clear evidence has been brought to its attention.

Sincerely,

A handwritten signature in black ink, appearing to read "Kash O. Leitner", with a long horizontal flourish extending to the right.

Kathleen O. Leitner
Tower Lakes Village President

CERTIFICATE OF SERVICE

I certify that I have this 9th day of January, 2012, caused a true copy of letters from Aurora, Illinois and Lake Barrington, Illinois in support of Barrington's October 14, 2011 petition (STB Docket FD35087 - Sub-No 8) to be served by e-mail upon:

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Harkins Cunningham LLP
1700 K Street, N.W., Suite 400
Washington, DC 20006-3817

Dold, Honorable Robert
United States House Of Representatives
227 Cannon House Office Building
Washington, DC 20515

Durbin, Honorable Richard J
United States Senate
Washington, DC 20510-1304

Hirsh, David A
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Kirk, Honorable Mark
United States Senate
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Manzullo, Honorable Donald
U.S. House Of Representatives
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Roskam, Honorable Peter J.
Congress Of The United States
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Walsh, Honorable Joe
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Suzanne M. Devane